

ENTERED

January 09, 2023

Nathan Ochsner, Clerk

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION****IN RE:****GRIDDY ENERGY, LLC¹
DEBTOR**§
§
§
§
§**CASE NO. 21-30923 (MI)
(Chapter 11)****ORDER ON LIMITED OBJECTION TO PRIORITY
STATUS OF CLAIM NO. 219 OF SUJATHA PHATAK**

CAME ON to be considered this day the Limited Objection to Administrative or Priority Status of Claim No. 219 of Sujatha Phatak (the “Claim Objection”), objecting to the asserted priority status of the Stretto Claim No. 219 (the “Claim”) and seeking to reclassify the Claim as a Class 5 – Consumer Claim. The Court, having reviewed the Claim Objection, the confirmed Plan, the record in this case and having considered the evidence presented in support of the Claim Objection and argument of counsel, is of the opinion the Claim Objection is well founded and cause exists to sustain same. It is accordingly,


ORDERED that the Claim shall be and hereby is disallowed as a priority claim; it is further

ORDERED that the Claim shall be classified as a Class 5 Consumer Claim under the Plan;

it is further

ORDERED that this Order seeks only to determine the correct classification of the Claim, without determination as to the amount, validity or nature of the Claim, which determination, if any, shall be reserved for future disposition.

Signed: January 09, 2023


 Marvin Isgur
 United States Bankruptcy Judge

¹ The last four digits of the Debtor’s federal tax identification number are 1396. The mailing address for the Debtor is P.O. Box 1288, Greens Farms, CT 06838.

United States Bankruptcy Court
Southern District of Texas

In re:
Griddy Energy LLC
Official Committee Of Unsecured Creditor
Debtors

Case No. 21-30923-mi
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0541-4
Date Rcvd: Jan 09, 2023

User: ADIuser
Form ID: pdf002

Page 1 of 4
Total Noticed: 14

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
^	Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 11, 2023:

Recip ID	Recipient Name and Address
db	+ Griddy Energy LLC, P.O. Box 1288, Greens Farms, CT 06838-1288
aty	+ Baker Botts L.L.P., 30 Rockefeller Plaza, New York, NY 10112-4498
cr	+ Bill & Gail Everett, 13414 Ellerslie Ln, Cypress, TX 77429-4833
cr	+ Buchalter, a Professional Corporation, Buchalter PC, Shawn M. Christianson, Esq., 55 2nd St., 17th Fl., San Francisco, Ca 94105-3493
intp	+ Griddy Technologies LLC, Griddy Holdings LLC, Grid, c/o Marty L. Brimimage, Jr., Akin Gump Strauss Hauer & Feld LLP, 2300 N. Field St., Suite 1800, Dallas, TX 75201-4675
intp	+ Karen Prescott, c/o Jordan Holzer & Ortiz, 500 N Shoreline Blvd., Suite 900, Corpus Christi, TX 78401-0658
cr	+ Lisa Sandifer Khoury, 6227 Oleander, Baytown, TX 77523-8252
cr	+ Texas-New Mexico Power Company, Jackson Walker LLP, Attn: Bruce J. Ruzinsky, 1401 McKinney Street, Suite 1900, Houston, TX 77010-1900
intp	+ multiple injured and death case tort claimants, c/o Jordan Holzer & Ortiz, 500 N Shoreline, Suite 900, Corpus Christi, TX 78401-0658

TOTAL: 9

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	Email/Text: houston_bankruptcy@LGBS.com	Jan 09 2023 20:22:00	Harris County, et al., Linebarger Goggan Blair & Sampson LLP, c/o Tara L. Grundemeier, P.O. Box 3064, Houston, TX 77253-3064
cr	+ Email/Text: schristianson@buchalter.com	Jan 09 2023 20:21:00	Oracle America, Inc., Buchalter, A Professional Corporation, c/o Shawn M. Christianson, 425 Market St., Suite 2900, San Francisco, CA 94105-2491
intp	Email/Text: bcd@oag.texas.gov	Jan 09 2023 20:21:00	State of Texas, c/o Texas Attorney General's Office, Bankruptcy & Collections Division, P. O. Box 12548 MC-008, Austin, TX 78711-2548
op	+ Email/Text: cr-info@stretto.com	Jan 09 2023 20:21:00	Stretto, 410 Exchange, Suite 100, Irvine, CA 92602-1331
cr	^ MEBN	Jan 09 2023 20:20:25	Texas Comptroller of Public Accounts, Revenue Acco, John Mark Stern, PO Box 12548, Austin, TX 78711-2548

TOTAL: 5

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
intp		Bernice Willman
cr		Charles Huppert
intp		Diane Weaver
cr		ERCOT

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Date Rcvd: Jan 09, 2023

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Page 2 of 4
Total Noticed: 14

intp	Gregory Allen True
intp	Luminant Energy Company LLC
cr	Macquarie Energy LLC
cr	Macquarie Investments US Inc.
crcm	Official Committee Of Unsecured Creditors
cr	Patricia Battaglia
op	Plan Administrator
fa	Province, LLC
intp	Public Utility Commission of Texas
cr	Thomas Clark

TOTAL: 14 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 11, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 9, 2023 at the address(es) listed below:

Name	Email Address
Abigail R. Ryan	on behalf of Interested Party State of Texas Abigail.Ryan@oag.texas.gov
Batami Baskin	on behalf of Plaintiff Russell F. Nelms bbaskin@potts-law.com
Bruce J Ruzinsky	on behalf of Creditor Texas-New Mexico Power Company bruzinsky@jw.com msalinas@jw.com;kgradney@jw.com;dtrevino@jw.com
Charles R Gibbs	on behalf of Other Prof. Plan Administrator crgibbs@mwe.com dnorthrop@mwe.com;cgreer@mwe.com;mpounds@mwe.com
Charles R Gibbs	on behalf of Creditor Committee Official Committee Of Unsecured Creditors crgibbs@mwe.com dnorthrop@mwe.com;cgreer@mwe.com;mpounds@mwe.com
Charles R Gibbs	on behalf of Financial Advisor Province LLC crgibbs@mwe.com, dnorthrop@mwe.com;cgreer@mwe.com;mpounds@mwe.com
Christopher David Lindstrom	on behalf of Plaintiff Russell F. Nelms clindstrom@potts-law.com jtrevino@potts-law.com
Christopher R. Newcomb	on behalf of Debtor Griddy Energy LLC chris.newcomb@allenoverly.com jacob.herz@allenoverly.com
Christopher R. Newcomb	on behalf of Attorney Baker Botts L.L.P. chris.newcomb@allenoverly.com jacob.herz@allenoverly.com
Daniel C Durand, III	on behalf of Interested Party Diane Weaver durand@durandlaw.com
Daniel C Durand, III	on behalf of Interested Party Gregory Allen True durand@durandlaw.com
David Robert Eastlake	on behalf of Debtor Griddy Energy LLC david.eastlake@bakerbotts.com

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Page 3 of 4
Total Noticed: 14

Deborah Michelle Perry	on behalf of Creditor ERCOT dperry@munsch.com
Derek H Potts	on behalf of Plaintiff Russell F. Nelms dpotts@potts-law.com pcolburn@potts-law.com
Eric Thomas Haitz	on behalf of Defendant TXU Retail Energy Company LLC ehaitz@gibsondunn.com
James Ryan Fowler	on behalf of Plaintiff Lisa Khoury rfowler@potts-law.com pcolburn@potts-law.com
James Ryan Fowler	on behalf of Creditor Lisa Sandifer Khoury rfowler@potts-law.com pcolburn@potts-law.com
Jamil N Alibhai	on behalf of Defendant Electric Reliability Council of Texas Inc. jalibhai@munsch.com, atellez@munsch.com;croberts@munsch.com
Jamil N Alibhai	on behalf of Creditor ERCOT jalibhai@munsch.com atellez@munsch.com;croberts@munsch.com
Jana Smith Whitworth	on behalf of U.S. Trustee US Trustee jana.whitworth@usdoj.gov
Jason B. Binford	on behalf of Interested Party Public Utility Commission of Texas jason.binford@judithwross.com
Jeffrey Ray Cox	on behalf of Interested Party Bernice Willman jcox@slm.law
John Lawrence	on behalf of Defendant Griddy Holdings LLC john.lawrence@bakerbotts.com jessica.aquino@bakerbotts.com
John Lawrence	on behalf of Defendant Griddy Energy LLC john.lawrence@bakerbotts.com jessica.aquino@bakerbotts.com
John Lawrence	on behalf of Debtor Griddy Energy LLC john.lawrence@bakerbotts.com jessica.aquino@bakerbotts.com
John Mark Stern	on behalf of Creditor Texas Comptroller of Public Accounts Revenue Accounting Division bk-jstern@oag.texas.gov, sherri.simpson@oag.texas.gov
Jonathan Rubenstein	on behalf of Defendant Griddy Holdings LLC jonathan.rubenstein@bakerbotts.com
Jonathan Rubenstein	on behalf of Defendant Griddy Energy LLC jonathan.rubenstein@bakerbotts.com
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Karen Hope Beyea-Schroeder	on behalf of Creditor Charles Huppert karen.schroeder@rburnettlaw.com
Kelli S. Norfleet	on behalf of Creditor Macquarie Energy LLC kelli.norfleet@haynesboone.com kenneth.rusinko@haynesboone.com
Kelli S. Norfleet	on behalf of Creditor Macquarie Investments US Inc. kelli.norfleet@haynesboone.com kenneth.rusinko@haynesboone.com
Kevin Chiu	on behalf of Debtor Griddy Energy LLC kevin.chiu@bakerbotts.com
Kevin M Lippman	on behalf of Creditor ERCOT klippman@munsch.com
Kevin M Lippman	on behalf of Defendant Electric Reliability Council of Texas Inc. klippman@munsch.com
Marty L Brimmage	on behalf of Interested Party Griddy Technologies LLC Griddy Holdings LLC, Griddy VI Series A Holdings LLC and Griddy Pro LLC (collectively, the "Non-Debtor Affiliates") mbrimmage@akingump.com, lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com
Matthew G Bouslog	on behalf of Interested Party Luminant Energy Company LLC mbouslog@gibsondunn.com nbrosman@gibsondunn.com
Matthew G Bouslog	on behalf of Defendant TXU Retail Energy Company LLC mbouslog@gibsondunn.com nbrosman@gibsondunn.com
Mazin A Sbaiti	

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Page 4 of 4
Total Noticed: 14

on behalf of Plaintiff Russell F. Nelms mas@sbaitilaw.com
krj@sbaitilaw.com;knc@sbaitilaw.com;mgp@sbaitilaw.com;mgp@sbaitilaw.com

Rachel Ruth Obaldo

on behalf of Interested Party State of Texas bk-robaldo@oag.texas.gov sherri.simpson@oag.texas.gov

Richard Anthony Battaglia

on behalf of Creditor Patricia Battaglia rab@rabpc.com

Riley Burnett

on behalf of Creditor Thomas Clark rburnett@rburnettlaw.com

Riley Burnett

on behalf of Creditor Charles Huppert rburnett@rburnettlaw.com

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on behalf of Attorney Baker Botts L.L.P. robin.spigel@bakerbotts.com

Robin Spigel

on behalf of Debtor Griddy Energy LLC robin.spigel@bakerbotts.com

Shawn M Christianson

on behalf of Creditor Buchalter a Professional Corporation schristianson@buchalter.com, cmcintire@buchalter.com

Shawn M Christianson

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Shelby A Jordan

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Shelby A Jordan

on behalf of Interested Party multiple injured and death case tort claimants cmadden@jhwclaw.com

Stephen Douglas Statham

on behalf of U.S. Trustee US Trustee stephen.statham@usdoj.gov

Susan B Hersh

on behalf of Other Prof. Plan Administrator susan@susanbherhpc.com assistant@susanbherhpc.com

Tara L Grundemeier

on behalf of Creditor Harris County et al. houston_bankruptcy@publicans.com

Trey A Monsour

on behalf of Interested Party Karen Prescott tmonsour@foxrothschild.com
rsolomon@foxrothschild.com;msteen@foxrothschild.com

US Trustee

USTPRegion07.HU.ECF@USDOJ.GOV

TOTAL: 54